

SEP 27 2005

PTO/SB/31 (04-05)

 Approved for use through 07/31/2006. OMB 0651-0031
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 102553-200						
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>27 SEPT 2005</u> Signature <u>Todd E. Garabedian</u> Typed or printed name <u>Todd E. Garabedian, Ph.D.</u>	In re Application of Dana M. Fowlkes, et al. <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%; padding: 2px;">Application Number 09/050,359</td> <td style="width:50%; padding: 2px;">Filed March 31, 1998</td> </tr> <tr> <td colspan="2" style="padding: 2px;">For Identification of Drugs Using Complementary Combinatory Libraries</td> </tr> <tr> <td style="padding: 2px;">Art Unit 1639</td> <td style="padding: 2px;">Examiner Teresa D. Wessendorf</td> </tr> </table>		Application Number 09/050,359	Filed March 31, 1998	For Identification of Drugs Using Complementary Combinatory Libraries		Art Unit 1639	Examiner Teresa D. Wessendorf
Application Number 09/050,359	Filed March 31, 1998							
For Identification of Drugs Using Complementary Combinatory Libraries								
Art Unit 1639	Examiner Teresa D. Wessendorf							

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 250.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 23-1665. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

09/28/2005 MBINAS 00000004 231665 09050359
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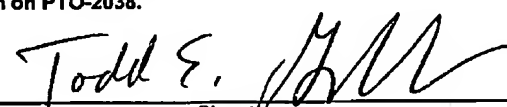
I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☐ attorney or agent of record. Registration number _____

☒ attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. 39,197


 Signature
Todd E. Garabedian, Ph.D.
 Typed or printed name
860.297.3716
 Telephone number
27 September 2005
 Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ *Total of 1 forms are submitted.

WD #51052

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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